

109TH CONGRESS
1ST SESSION

S. 1636

To provide agricultural disaster assistance to producers on a farm that incurred qualifying crop or quality losses for the 2005 crop due to damaging weather or related condition, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 8, 2005

Mr. DURBIN (for himself, Mr. TALENT, Mr. OBAMA, and Mr. BOND) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To provide agricultural disaster assistance to producers on a farm that incurred qualifying crop or quality losses for the 2005 crop due to damaging weather or related condition, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AGRICULTURAL DISASTER ASSISTANCE.**

4 (a) CROP AND TREE ASSISTANCE.—

5 (1) IN GENERAL.—Section 101 of division B of
6 Public Law 108–324 (118 Stat. 1232) is amended—

7 (A) in subsection (a)(2)—

1 (i) by striking “the 2003, 2004, or
 2 2005 crop (as elected by a producer), but
 3 limited to only one of the crop years list-
 4 ed” and inserting “the 2003 or 2004 crop
 5 (as elected by a producer) and the 2005
 6 crop”; and

7 (ii) by striking “qualifying crop
 8 losses” and all that follows through “in
 9 this paragraph,”; and

10 (B) in subsection (c)(1), by striking
 11 “2004” and inserting “2005”.

12 (2) EMERGENCY DESIGNATION.—The amounts
 13 made available by the transfer of funds in or pursu-
 14 ant to the amendments made by paragraph (1) are
 15 designated as an emergency requirement pursuant to
 16 section 402 of H. Con. Res. 95 (109th Congress).

17 (b) LIVESTOCK COMPENSATION PROGRAM.—

18 (1) USE OF COMMODITY CREDIT CORPORATION
 19 FUNDS.—Effective beginning on the date of enact-
 20 ment of this Act, the Secretary shall use funds of
 21 the Commodity Credit Corporation to carry out the
 22 2002 Livestock Compensation Program announced
 23 by the Secretary on October 10, 2002 (67 Fed. Reg.
 24 63070) for 2005 losses.

1 (2) ELIGIBLE APPLICANTS.—In carrying out
2 the Program, the Secretary shall—

3 (A) provide assistance to any applicant
4 that—

5 (i) conducts a livestock operation that
6 is physically located in a disaster county,
7 including any applicant conducting a live-
8 stock operation with eligible livestock, as
9 that term is used in carrying out the live-
10 stock assistance program under section
11 101(b) of division B of Public Law 108–
12 324 (118 Stat. 1232); and

13 (ii) meets all other eligibility require-
14 ments established by the Secretary for the
15 Program; and

16 (B) provide assistance to any applicant
17 that—

18 (i) produces an animal described in
19 section 10806(a)(1) of the Farm Security
20 and Rural Investment Act of 2002 (21
21 U.S.C. 321d(a)(1)); and

22 (ii) meets all other eligibility require-
23 ments established by the Secretary for the
24 Program.

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